

107 FERC ¶ 61,108
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Pat Wood, III, Chairman;
Nora Mead Brownell, and Joseph T. Kelliher.

Fact-Finding Investigation of Potential Manipulation of Electric and Natural Gas Prices)	Docket No. PA02-2-016, <u>et al.</u>
)	
)	
American Electric Power Service Corporation, <u>et al.</u>)	Docket Nos. EL03-137-003, <u>et al.</u>
)	(Consolidated)
)	
Enron Power Marketing, Inc. and Enron Energy Services Inc., <u>et al.</u>)	Docket Nos. EL03-180-002, <u>et al.</u>
)	(Consolidated)
)	
San Diego Gas & Electric Company, Complainant)	
)	
v.)	Docket No. EL00-95-090, <u>et al.</u>
)	
Sellers of Energy and Ancillary Services into Markets Operated by the California Independent Systems Operator and the California Power Exchange, Respondents)	
)	
Investigation of Practices of the California Independent System Operator and the California Power Exchange)	Docket No. EL00-98-077, <u>et al.</u>
)	
)	
Other Investigations)	Undocketed

ORDER ON REHEARING

(Issued May 5, 2004)

1. This order addresses: (1) the request for rehearing filed by the California Attorney General, the California Electricity Oversight Board, the California Public Utilities Commission, Southern California Edison Company, and Pacific Gas and Electric Company (collectively, the California Parties) of the Commission's November 14, 2003 Order in this proceeding (November 14 Order); (2) the requests for rehearing filed by the California Parties, Enron Corporation (Enron), and jointly by Citrus Corporation (Citrus) and Northern Border Partners, L.P. (NBP) of the Commission's December 23, 2003 Order issued in Docket No. PA02-2-000 (December 23 Order); and (3) the requests for rehearing filed by the California Parties, Enron, and jointly by Citrus and NBP of the Commission's March 8, 2004 Order issued in Docket No. PA02-2-000 (March 8 Order). The November 14 Order, inter alia, denied the California Parties' motion requesting that the Commission identify the universe of documents in the above captioned proceedings, and to explain what documents have not been made public and why.¹ The December 23 Order is the Commission's second order on the re-release of documents in accord with the Commission's April 22, 2003 Order in this proceeding (April 22 Order), which dealt with the release of documents submitted in Docket No. PA02-2-000.² The December 23 Order identified 52,828 documents as appropriate for re-release and 15,806 documents as appropriate for permanent removal because they contain personal and other information not relating to the investigation.³ The March 8 Order identified 30,727 documents as appropriate for re-release and 8,151 documents as appropriate for permanent removal because they contain personal and other information not relating to the investigation.⁴

¹ Fact Finding Investigation of Potential Manipulation of Electric and Natural Gas Prices, et al., 105 FERC ¶ 61,205 (2003).

² Fact Finding Investigation of Potential Manipulation of Electric and Natural Gas Prices, 103 FERC ¶ 61,077 (2003).

³ Fact Finding Investigation of Potential Manipulation of Electric and Natural Gas Prices, 105 FERC ¶ 61,361 (2003).

⁴ Fact Finding Investigation of Potential Manipulation of Electric and Natural Gas Prices, 106 FERC ¶ 61,239 (2004).

Background

Docket No. PA02-2-000

2. On March 5, 2003, the Commission issued a notice that it intended to release to the public information collected in its investigation into manipulation of energy prices in the West, and sought, by March 12, 2003, comments from those companies and individuals who submitted information during the course of the investigation. Eighteen companies or organizations, as well as the United States Attorney for the Southern District of Texas, filed comments or otherwise responded. Enron, Citrus, and NBP were not among those respondents. On March 21, 2003, the Commission issued an order addressing the comments and responses to its March 5, 2003 notice, and further announced that it would release the information, except as noted in the order, in no less than five days after issuance of the order. One exception to the release was personal personnel information that was raised by three of the commenters. In this regard, the Commission asked that companies or individuals provide specifics by March 24, 2003, so that such information could be excluded from the public release. One company provided such details. Thereafter, on March 26, 2003, the Commission released the remaining information. 102 FERC ¶ 61,311.

3. Subsequent to the release of the information, on March 28, 2003, the Commission received the first of seven motions from Enron asking that certain parts of the released information be removed from public access. These motions in particular attempted to identify Enron employees' personal information. The Commission also received calls on its Enforcement Hotline from Enron employees who were concerned about their personal information being available on the internet. As quickly as possible, the Commission staff accommodated these requests in keeping with the Commission's stated concerns in the March 21 Order about releasing certain personal data.

4. Further, on April 7, 2003, the Secretary of the Commission issued a notice (April 7 Notice) that the Commission would remove temporarily, until April 24, 2003, Enron e-mails that had been placed on the agency's web site pursuant to the March 21 Order. The notice indicated that during that time the Commission would consider any requests that certain personal and other information be permanently removed from public accessibility.

5. On April 22, 2003, the Commission issued an Order on Re-Release of Data Removed from Public Accessibility on April 7, 2003. 103 FERC ¶ 61,077 (2003). In the April 22 Order, the Commission stated that it would not re-release any of the documents that respondents sought to be withheld with specificity until the Commission had

reviewed those documents and given the respondents and the public notice of its intent to re-release specific documents. Id. at P 7-8. As the Commission directed in its April 22 Order, its staff reviewed the data proffered for removal to ascertain whether indeed it should be in the public domain. No one sought rehearing of the April 22 Order.

6. With respect to the data that was removed from the Commission's web site pursuant to the April 7 Notice but that was not identified by any company or individual for permanent removal, as directed by the Commission, Commission staff returned that data to the agency's web site. See 103 FERC ¶ 61,077 at P 9.

7. On September 15, 2003, the Commission issued its first order on the re-release of documents in accord with the April 22 Order (September 15 Order). 104 FERC ¶ 61,294 (2003). The September 15 Order identified 12,057 documents as appropriate for re-release and 5,128 documents as appropriate for permanent removal because they contain personal and other information not relating to the investigation.

8. On September 30, 2003, the California Parties filed a motion that the Commission: (1) ensure a full and fair disclosure of all documents and data received by the Commission in Docket No. PA02-2-000, et al., as well as the full disclosure of all responses to data requests; (2) direct sellers to submit working papers for the March 20, 2003 filings and the May 12, 2003 gas cost allowance filings; and (3) provide an index of all documents provided to the Commission in Docket No. PA02-2-000, and related proceedings.

9. On November 14, 2003, the Commission issued an Order on Rehearing and on Motion on Disclosure of Information, and Notice of Intent to Release Documents. 105 FERC ¶ 61,205 (2003). This order addressed (1) the California Parties' September 30 motion, and (2) the requests for rehearing filed by Enron and jointly by Citrus and NBP of the Commission's September 15 Order. Specifically, this order: (1) denied the California Parties' motion; (2) granted Enron's rehearing request as to documents that contain personal information; (3) denied Enron's rehearing request as to documents that do not contain personal information; and (4) provided notice to Citrus and NBP of the Commission's intent to re-release documents involving them but related to staff's investigation in Docket No. PA02-2-000. Shortly thereafter, Commission staff returned to the agency's web site the documents appropriate for re-release. On January 14, 2004, the Commission issued an Order Granting Rehearing for Further Consideration of the November 14 Order.

10. On December 23, 2003, the Commission issued its second order on the re-release of documents in accord with the April 22 Order. 105 FERC ¶ 61,361 (2003). The

December 23 Order identified 52,828 documents as appropriate for re-release and 15,806 documents as appropriate for permanent removal because they contain personal and other information not relating to the investigation. Timely motions for clarification or, in the alternative, requests for rehearing of the December 23 Order were filed by Enron, the California Parties, and jointly by Citrus and NBP. Shortly thereafter, Commission staff returned to the agency's web site the documents appropriate for re-release. On February 17, 2004, the Commission issued an Order Granting Rehearing for Further Consideration of the December 23 Order.

11. The Commission issued its third order on the re-release of documents in accord with the April 22 Order on March 8, 2004 (March 8 Order). 106 FERC ¶ 61,239 (2004). The March 8 Order identified 30,727 documents as appropriate for re-release and 8,151 documents as appropriate for permanent removal because they contain personal and other information not relating to the investigation. Timely motions for clarification or, in the alternative, requests for rehearing of the March 8 Order were filed by Enron, the California Parties, and jointly by Citrus and NBP. Shortly thereafter, Commission staff returned to the agency's web site the documents appropriate for re-release. On April 28, 2004, the Commission issued an Order Granting Rehearing for Further Consideration of the March 8 Order.

Docket No. EL03-137-000, et al.

12. On June 25, 2003, the Commission issued an Order to Show Cause Concerning Gaming and/or Anomalous Market Behavior. American Electric Power Service Corp., et al., 103 FERC ¶ 61,345 (2003) (Gaming Order). The Gaming Order found that all of "the entities listed in the caption (Identified Entities) appear to have participated in activities (Gaming Practices), that constitute gaming and/or anomalous market behavior in violation of the California Independent System Operator Corporation's (ISO) and California Power Exchange's (PX) tariffs during the period January 1, 2000 to June 20, 2001, that warrant a monetary remedy of disgorgement of unjust profits and that may warrant other additional, appropriate non-monetary remedies." Id. at P 1, 70-71. These findings were based on certain tariffs provisions, an ISO study, a report by Commission staff, and evidence and comments submitted by market participants. Id. at P 1, 71.

13. In light of these findings, the Gaming Order directed the Identified Entities, in a trial-type hearing to be held before an administrative law judge (ALJ), to show cause why their behavior during the January 1, 2000 to June 20, 2001 period does not constitute gaming and/or anomalous market behavior as defined in the ISO and PX tariffs. Id. at P 2, 71. The Gaming Order also instructed the ALJ to hear evidence and render findings and conclusions, quantifying the full extent to which the Identified Entities may have

been unjustly enriched as a result of their conduct. Id. at P 71. The Commission further instructed the ALJ to consider “any additional, appropriate non-monetary remedies, as may be appropriate, e.g. revocation of an Identified Entity’s market-based rate authority and revisions to an Identified Entity’s code of conduct.” Id.

14. The Gaming Order also directed the ISO to provide to the Identified Entities and the Commission, within twenty-one (21) days of the Order, “all of the specific transaction data for each of the Gaming Practices discussed in the ISO Report, including an explanation of the screen(s) that it used to identify the transactions in question.” Id. at P 72; see also id. at P 2 n.2. Within forty-five (45) days thereafter, the Identified Entities were required to file their show cause responses, unless an offer of settlement was filed in lieu thereof.

Docket No. EL03-180-000, et al.

15. Also, on June 25, 2003, the Commission issued an Order to Show Cause Concerning Gaming and/or Anomalous Market Behavior Through the Use of Partnerships, Alliances Other Arrangements and Directing Submission of Information. Enron Power Marketing, Inc. and Enron Energy Servs. Inc., et al., 103 FERC ¶ 61,346 (2003) (Partnership Order). In the Partnership Order, the Commission found that there was evidence that named entities worked in concert through partnerships, alliances or other arrangements to engage in activities that constitute gaming and/or anomalous market behavior (Gaming Practices) in violation of the ISO’s and PX’s Tariffs during the period January 1, 2000 to June 20, 2001. The Commission held that such activities could warrant a monetary remedy of disgorgement of unjust profits and other additional, appropriate non-monetary remedies. Id. at P 2, 44. The Commission further found that named entities, “through partnership, alliances or other arrangements . . . appear to have jointly engaged in market manipulation schemes that had profound adverse impacts on market outcomes and that violated the ISO and PX tariffs” Id. at P 44. The Commission therefore directed the named entities to show cause, in a trial-type hearing to be held before an ALJ, why they should not be found to have engaged in Gaming Practices in violation of the ISO and PX Tariffs. Id. at P 46.

Docket Nos. EL00-95-000, et al. and EL00-98-000, et al.

16. On August 2, 2000, in response to significant increases in prices for energy and ancillary services in California, San Diego Gas & Electric Company (SDG&E) filed a complaint in Docket No. EL00-95-000. This complaint, filed against all sellers of energy and ancillary services into the ISO and PX markets subject to the Commission's jurisdiction, requested that the Commission impose a \$250 price cap for sales into those

markets. The Commission denied this request in an order issued August 23, 2000, on the grounds that SDG&E had not provided sufficient evidence to support an immediate seller's price cap. San Diego Gas & Electric Company, et al., 92 FERC ¶ 61,172, at p. 61,606 (2000); order on reh'g., 93 FERC ¶ 61,121 (2000). However, in that order, the Commission instituted consolidated formal hearing procedures under section 206 of the Federal Power Act (FPA), 16 U.S.C. §§ 792-823c, to investigate the justness and reasonableness of the rates of public utility sellers into the ISO and PX markets, and also to investigate whether the tariffs, contracts, institutional structures and bylaws of the ISO and PX were adversely affecting the wholesale power markets in California.⁵ The Commission's December 19, 2001 Order, 97 FERC ¶ 61,275 at 62,172-78, includes a detailed background section that summarizes the Commission's orders that relate to the mitigation of prices in the Western markets and other actions to correct dysfunctions and possible exercises of market power in those markets.

Requests for Rehearing of the November 14 Order

17. On December 15, 2003, the California Parties filed a request for rehearing of the November 14 Order. The California Parties contend that the Commission's November 14 Order erred by: (1) not addressing any of the specific data or working papers identified in their September 30 motion; (2) rejecting their request for an index of documents; and (3) not releasing relevant documents in undocketed proceedings. Regarding the assertion that the Commission did not address specific data identified in their September 30 motion, including deposition and interview transcripts and financial trading information, the California Parties specifically request that the Commission: (1) make the specific data available; or (2) if the data are available, explain where they can be accessed; or (3) if the data are being withheld, explain the reason for the withholding.

Requests for Rehearing of the December 23 Order

18. On January 15, 2004, Citrus and NBP jointly filed a motion for clarification or, in the alternative, a request for rehearing of the December 23 Order.⁶ Citrus and NBP

⁵ Because Docket Nos. EL00-95-000 and EL00-98-000 raised common issues of law and fact, the Commission consolidated them for purposes of hearing and decision. 92 FERC at 61,608.

⁶ Enron is a joint venture partner in Citrus and NBP. Citrus owns, inter alia, Florida Gas Transmission Company. NBP owns, inter alia, interests in Northern Border (continued...)

contend that: (1) the documents that relate to them or their subsidiaries do not relate to the Commission's investigation into price manipulation in the West, and therefore should not be released; (2) the Commission acted arbitrarily and capriciously when it directed the release of information that is protected by law or unrelated to the investigation in this proceeding; (3) the release of information will cause irreparable harm to them; and (4) the release of their documents would render an order by the United States District Court for the Southern District of Texas protecting these documents from disclosure partially ineffective. Citrus and NBP assert that 2,762 documents which relate to Citrus and NBP and were identified for re-release are unrelated to the Commission staff's investigation into the Western markets and should not be publicly re-released.⁷

19. In a January 15, 2004 letter to the Secretary of the Commission, Enron updated the Commission regarding its review efforts. Enron stated that it received an index of documents slated for re-released, which improved the efficiency of Enron's review of these documents. Soon after, on January 22, 2004, Enron filed a request for rehearing of the December 23 Order, contending that the Commission acted arbitrarily and capriciously when it directed the release of information that is exempt from disclosure by law and unrelated to the investigation in this proceeding. Enron further asserts that the release of such information will cause irreparable harm to Enron and others. Enron specifically seeks rehearing of the decision to release 4,169 documents, which Enron claims contain personal information. On February 6, 2004, Enron filed a letter with the Secretary notifying the Commission that Enron had completed its internal review of the 4,169 documents identified in its January 22 request for rehearing. In its February 6 letter, Enron requests that 1,250 documents, rather than the 4,169 documents originally identified, be permanently withheld from public access.⁸

Pipeline Company, Midwestern Gas Transmission Company, and other interstate natural gas pipelines.

⁷ In their January 15, 2004 rehearing request, Citrus and NBP identified 1,701 documents as appropriate for permanent removal and incorporated by reference the 1,061 documents identified in their November 21, 2003 response to the Commission's November 14 Order.

⁸ The Commission considers Enron's February 6 letter as a motion for clarification. Although the filing was submitted out-of-time, the Commission acknowledges Enron's diligence in advising the Commission of the true number of documents for which Enron seeks permanent removal. Therefore, the Commission hereby accepts and grants Enron's February 6 letter as a motion for clarification.

20. Also on January 22, 2004, the California Parties filed a request for rehearing seeking to ensure that all documents that are relevant to the Commission's staff's investigation in Docket No. PA02-2-000, as well as related proceeding in Docket Nos. EL03-137-000, et al., EL03-180, et al., IN03-10-000, and EL00-95-000, et al., are publicly released. The California Parties also request that documents which contain both personal information and information related to the above docketed proceeding be released in redacted form.

Requests for Rehearing of the March 8 Order

21. On March 30, 2004, Citrus and NBP jointly filed jointly filed a motion for clarification or, in the alternative, a request for rehearing of the March 8 Order.⁹ Citrus and NBP contend that: (1) the documents that relate to them or their subsidiaries do not relate to the Commission's investigation into price manipulation in the West, and therefore should not be released; (2) many of the documents contain privileged, commercially sensitive, and personal information, (3) the Commission acted arbitrarily and capriciously when it directed the release of information that is protected by law or unrelated to the investigation in this proceeding; and (4) the release of their documents would render an order by the United States District Court for the Southern District of Texas protecting these documents from disclosure partially ineffective. Citrus and NBP assert that 661 documents which relate to Citrus and NBP and were identified for re-release are unrelated to the Commission staff's investigation into the Western markets and should not be publicly re-released.¹⁰

22. On March 30, 2004, Enron filed a request for rehearing of the March 8 Order, contending that the Commission acted arbitrarily and capriciously when it directed the release of information that is exempt from disclosure by law and unrelated to the investigation in this proceeding. Enron further asserts that the release of such information will cause irreparable harm to Enron and others. Enron specifically seeks rehearing of the decision to release 275 documents, which Enron claims contain personal

⁹ Enron is a joint venture partner in Citrus and NBP. Citrus owns, inter alia, Florida Gas Transmission Company. NBP owns, inter alia, interests in Northern Border Pipeline Company, Midwestern Gas Transmission Company, and other interstate natural gas pipelines.

¹⁰ Citrus originally identified 828 documents. After taking into account duplicative entries the total number of documents is actually 661.

information. On April 6, 2004, Enron filed a letter with the Secretary notifying the Commission that Enron had completed its internal review of the 275 documents identified in its March 30 request for rehearing. In its April 6 letter, Enron requests that 131 documents, rather than the 275 documents originally identified, be permanently withheld from public access. The Commission hereby accepts and grants Enron's April 6 letter as a motion for clarification.

23. On April 7, 2004, the California Parties filed a request for rehearing seeking to ensure that all documents that are relevant to the Commission's staff's investigation in Docket No. PA02-2-000, as well as related proceeding in Docket Nos. EL03-137-000, et al., EL03-180, et al., IN03-10-000, and EL00-95-000, et al., are publicly released. The California Parties again request that documents which contain both personal information and information related to the above docketed proceeding be released in redacted form.

Answer to Enron Letter and Citrus and NBP Rehearing Request

24. On January 30, 2004, the California Parties filed an answer to Enron's January 15, 2004 letter and Citrus and NBP's request for rehearing of the December 23 Order. The California Parties contend that their request for an index of all documents related to various Commission investigations, including that conducted in PA02-2-000, should be granted for the same reason Enron received an index of the documents slated for re-release: that if an index is an essential tool for Enron's efforts, than an index would be an equally essential tool for parties actively litigating against Enron. At a minimum, the California Parties assert that the index provided to Enron should be publicly released. The California Parties also contend that Citrus' and NBP's documents should be re-released because (1) the Commission has already acknowledged that documents related to Enron affiliates are to be re-released, and (2) Citrus and NBP's argument that their documents are protected by a Federal court is unavailing.

25. On February 9, 2004, Enron filed a letter to the Secretary of the Commission stating that the "index" provided to it was a list of Enron documents that correlate to the specific Enron documents that the Commission identified for re-release in its December 23 Order. Enron asserts that this list should not be provided to the California Parties because such a release may result in the identification of documents not appropriate for public release.¹¹

¹¹ The Commission considers Enron's letter as an answer to the California Parties' answer. Rule 213(a)(2) of the Commission's Rules of Practice and Procedure, (continued...)

Discussion**Docket No. PA02-2-000**

26. The Commission agrees with the California Parties' contention that any information that may not have been made public for reasons other than those stated in the March 21 Order should be public. As explained above, since March 2003, the Commission has endeavored to ensure that all relevant information collected during the PA02-2-000 investigation, with very limited exceptions related to ongoing criminal investigations, be accessible by members of the public. In fact, in response to a recent request filed pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552 (2003), Commission staff discovered some enforcement documents obtained in Docket No. PA02-2-000.¹² A detailed index of these documents was circulated to the appropriate Federal agencies to determine if the documents were appropriate for release. Then, those documents that were appropriate for release were promptly placed on the Commission's web site.¹³ All public information regarding Docket No. PA02-2-000 is accessible via the Commission's web site at: <http://www.ferc.gov/industries/electric/indus-act/wem/pa02-2/info-release.asp>.

27. The California Parties' argument that the "failure to fully release data in the Docket No. PA02-2-000 proceeding . . . makes it incurably premature to be moving to dismiss, or settling with, parties against whom there are contested claims, and it violates due process . . ." is unavailing. The California Parties have access to almost 2.2 terabytes of information, clearly enough to enable them to decide how to proceed in cases initiated

18 C.F.R. § 385.213(a)(2) (2003), prohibits an answer to a rehearing or answer unless otherwise ordered by the decisional authority. The Commission accepts the answers filed by the California Parties and Enron because they have provided information that assisted the Commission in its decision-making process.

¹² The FOIA request sought, among other things, copies of all documents or files concerning or relating to the Commission's investigation of the natural gas markets submitted in reference to wash trading or false reporting of trade and volume information.

¹³ Certain documents were created by another Federal agency, to which the documents were returned. The FOIA requester was advised accordingly.

as a result of the PA02-2-000 investigation.¹⁴ The only data in that record, to which they do not have access, are the Enron employees' personal information, such as social security and home telephone numbers, and the information requested by the United States Attorney for the Southern District of Texas to be withheld to avoid impeding his criminal investigations.¹⁵ The Commission continues to find, for obvious reasons, that the release of personal information would serve no public interest. Likewise, the Commission continues to believe that it should honor the request of the U.S. Attorney, whose investigations are as important as the Commission's proceedings to the public generally and the California Parties specifically.¹⁶

28. The California Parties' request that certain documents be released in redacted form is denied as unfeasible. The Commission acquired the iConect software program to maintain a sizable portion of the information obtained in Docket No. PA02-2-000. This software program, which creates a secure in-house information repository, allows for the editing of documents in the sense of adding a note or some information regarding a specific document. The program does not allow for the redaction of information from a particular document. Thus, in order to redact a document, Commission staff would be faced with the time consuming task of printing the document, redacting it, and having the document rescanned into the database. Further, Commission staff acted in good faith when reviewing the documents. The burden of requiring Commission staff to re-review documents and the individuals' rights to privacy are disproportionate to the public interest in disclosure. See Whitehouse v. U.S. Dep't of Labor, 997 F. Supp. 172, 175 (D. Mass. 1998) (finding that the public interest in disclosure of medical records was outweighed by the claimants' right to privacy). As the time spent redacting any personal information is outweighed by the burden of re-reviewing documents and the practicality of redacting a limited number of documents, if any, the Commission denies the California Parties' request.

¹⁴ In its March 8 Order, the Commission announced the completion of the review of the 141,379 Enron e-mails that had temporarily been removed in response to Enron's motions and individuals' requests. Notwithstanding Enron's characterization of the removed e-mails, the Commission found that over 76% were in fact related to the investigation, and directed that they be re-released.

¹⁵ The Commission also has not released records of other Federal agencies. See supra note 13.

29. The California Parties' renewed request for an index of the documents obtained in Docket No. PA02-2-000 and related proceedings is also without merit. As explained in its November 14 Order, the vast majority of the documents – well over 99% – are available, and preparing an index of the documents would create an undue and unnecessary burden on Commission staff. Moreover, as the Commission is under no obligation pursuant to the FPA, 16 U.S.C. §§ 792-823c, or the Natural Gas Act, 15 U.S.C. §§ 717-717w, to create such an index, see 105 FERC ¶ 61,205 at P 20, the Commission believes that no purpose would be served to create an index of the withheld personal emails. The Commission also believes that an index of the documents withheld at the request of the U.S. Attorney could impede his investigations in the same way as the release of the documents themselves.

30. The California Parties correctly acknowledge that Aspen Systems Corporation, the Commission's contractor responsible for maintaining the information obtained in this proceeding, created an index to assist Enron in its review of documents slated for re-release. Commission staff approved the creation of this index because: (1) the index would improve the efficiency of Enron's review of the documents, thus allowing the Commission to re-release documents as quickly as possible; and (2) the documents were Enron documents, therefore the disclosure of any personal information would not be to a third party. To prevent the disclosure of personal information, the Commission denies the California Parties' request that the index provided to Enron be publicly released. The Commission reminds members of the public, including the California Parties, that they may use the iConect system to create their own spreadsheets to identify the publicly available documents by utilizing either a predefined table option or by clicking the "change table view display" button and identifying the field options preferred to create a customized table.

31. Citrus and NBP's argument that their documents do not relate to the Commission's investigation into price manipulation in the West and therefore should not be released is without merit. The Commission acknowledges that Citrus and NBP do not serve the Western markets. However, as the Commission explained in its March 21 Order, "to understand those [Western] markets . . . the Commission needed to explore market matters beyond those [Western] boundaries and times, and the public deserves access to that information as well." 102 FERC 61,311 at P 10. As the Commission further found, to limit the release of information based on geography would inappropriately depart from the purpose of the release, which is to allow the public an opportunity to understand the bases for the Commission's decisions. Id. Moreover the Commission clarified in its November 14 Order that information collected during its investigation and discussed in the Final Staff Report issued in Docket No. PA02-2-000 includes evidence that Enron and *its affiliates* may have acted inconsistently with their

market-based rate authority. 105 FERC ¶ 61,205 at P 19. For these reasons, the Commission denies Citrus and NBP's rehearing request that their documents not be re-released.

32. The Commission also finds no merit in Enron's and Citrus and NBP's claim that the Commission acted arbitrarily and capriciously when it directed the release of documents. On March 5, 2003, at the latest, Enron and others were put on notice of the Commission's intent to release documents obtained during the investigation conducted in this proceeding. Eighteen companies and individuals responded to the March 5 Notice. Enron, Citrus, and NBP did not respond to that notice or to the March 21 Order that provided further opportunity to bring personal information to the Commission's attention. Further, as the Commission detailed in its September 15 Order:

Enron did not even ask for an extension of time to respond or make any other attempt prior to the release of information to apprise the Commission of its concerns. Rather, Enron waited until March 28, 2003, two days after the release of documents, in the first of seven motions, to request that the Commission remove certain documents from public access. Furthermore, Enron waited until April 3, 2003, over a week after the release of the information and almost a month after it was put on notice of the Commission's intent to release information, to file its request for rehearing and emergency stay. Enron waited even longer to petition the United States Court of Appeal for an emergency stay. Under these circumstances, Enron is obviously mistaken that the Commission acted arbitrarily and capriciously, or failed to balance the public interest with the interest of protecting confidential information by not providing a meaningful opportunity for parties to express concern regarding the release of information. The Commission acted pursuant to its regulations by providing notice and an opportunity to comment. See 18 C.F.R. § 388.112. Further, in its March 21 Order, the Commission addressed the disclosure of information as in the public interest. See 102 FERC ¶ 61,311 at P 6, 10, 13, 15. It is Enron who failed to provide a meaningful response to the Commission's March 5 Notice and March 21 Order, and is therefore attempting to cover up its own lack of diligence.

104 FERC ¶ 61,283 at P 14. Enron, Citrus and NBP have not presented any evidence to persuade the Commission that its former holding was in error. Accordingly, the Commission denies Enron's and Citrus and NBP's requests for rehearing.

33. Citrus and NBP's contention that the documents containing privileged communications or commercially sensitive information should be permanently withheld to prevent irreparable harm to them has also been addressed by the Commission in its previous orders in this proceeding. The Commission has repeatedly held that the public's interest in reviewing and understanding the information that formed the basis for the Commission's decisions and reasons in the affected dockets represents an extraordinary set of circumstances that outweighs (1) the admitted important attorney-client and attorney work product privileges and (2) any alleged concerns about withholding competitively sensitive information. See, e.g., 102 FERC ¶ 61,311 at P 10 and 15.

34. Citrus and NBP's argument that their documents are protected by a Federal court order is unavailing. First, the documents were in the Commission's possession prior to the Federal court order. Moreover, the Commission provided notice of the release of the documents almost a year before the issuance of the Federal court order. Finally, Citrus and NBP have not argued or provided any evidence that the Federal court order prevents the Commission from releasing the documents. For these reasons, the Commission finds that the Federal court order does not bar the Commission from releasing the documents, and denies Citrus and NBP's rehearing request on this issue.

35. Enron's and Citrus and NBP's contentions that a relatively small number of documents identified for re-release contain personal information are correct. In its review of the massive number of documents identified for permanent removal, Commission staff inadvertently identified some documents containing personal information for re-release. As the Commission has previously ordered that such documents not be returned to public access, see 103 FERC ¶ 61,077 P 7, the Commission grants Enron's, Citrus and NBP's requests for rehearing as to those documents that contain personal information. However, some documents identified by Enron or Citrus and NBP as containing personal information actually contain information that is appropriate for re-release because they do not contain the personal information alleged, and they do not fall within the categories identified by the Commission as appropriate for permanent removal. See id. at P 7-8. Several of these documents refer to energy trading, power outages, and other business transactions. Therefore, the Commission denies Enron's and Citrus and NBP's requests for rehearing as to these documents, which are identified in Appendix A to this order.

Docket Nos. EL03-137-000, et al., EL03-180-000, et al., EL00-95-000, et al., EL00-98-000, et al., IN03-10-000, and Undocketed Proceedings

36. The Commission is not persuaded by the California Parties' argument that information in docketed proceedings related to Docket No. PA02-2-000 should be

released. As the Commission found in its November 14 Order, it cannot allow the California Parties' September 30 motion to circumvent the procedures already established by the Commission or the Administrative Law Judges in the relevant proceedings that grew out of Docket No. PA02-2-000 or involve Western market issues. 105 FERC ¶ 61,205 at P 22.¹⁷

37. The Commission also denies the California Parties' request that the Commission release documents and data in related undocketed investigations. By definition, such investigations would generally be conducted under Part 1b of the Commission's regulations, 18 C.F.R. Part 1b, and be non-public investigations in two senses of the word "non-public." Unless announced or publicly discussed by the Commission, such investigations are not known to the general public.¹⁸ Furthermore, such investigations are not open to the public; participation is limited to the Commission's investigative staff and the companies or individuals contacted by staff. See Fact Finding Investigation of Potential Manipulation of Electric and Natural Gas Prices, et al., 105 FERC ¶ 61,063, order on reh'g, 105 FERC ¶ 61,281 (2003); see also Baltimore Gas & Electric Co. v. FERC, 252 F.3d 456 (D.C. Cir. 2001).¹⁹ Therefore, the Commission denies the California Parties' request for non-public information in "other undocketed proceeding," as inconsistent with the purposes of the non-public treatment of investigatory records.

38. The California Parties are correct that the Commission found the release of documents in Docket No. PA02-2-000 to be in the public interest given the extraordinary set of circumstances in that proceeding. However, the Commission did not release any information during the course of the investigation, prior to the release of the Final Report

¹⁷ The California Parties recently contacted Commission staff with a procedural inquiry with respect to the so-called "Hundred Days" filings. Apparently, certain parts of the California Parties' Hundred Days' filing was inadvertently withheld notwithstanding the direction in the March 26 Order to release all information contained in the Hundred Days' filings except to the extent the information was implicated in the U.S. Attorney's investigations. Staff has now released any inadvertently withheld information in these filings.

¹⁸ For example, the Commission publicly discussed an undocketed investigation into the physical withholding of capacity at its March 26, 2003 meeting.

¹⁹ Docket No. IN-03-000, for example, is an investigation that has been conducted under Part 1b of the Commission's regulations.

on March 26, 2003. The Commission acknowledges that, among other things, keeping investigative information non-public protects the integrity of ongoing investigations. See, e.g., Foster v. United States Dep't of Justice, 933 F.Supp 687, 692 (E.D. Mich. 1996) (finding that the withholding documents is appropriate where disclosure "could impede ongoing government investigation"). The Commission is not conceding that records of related undocketed investigations actually exist, only that such records may exist. See Schwarz v. United States Dep't of Treasury, 131, 150 F. Supp. 2d 142 (D.D.C. 2000) (noting that the courts have upheld an agency not conceding to the existence of investigations "in connection with a request for law enforcement records of a third party"). As the Commission found in its November 14 Order, in the event such records exist, their release or identification is not appropriate at this time as such release or identification could jeopardize the Commission's ability to complete any investigations. See 105 FERC ¶ 61,205 at P 24. Therefore, the Commission denies the California Parties' request for the release of information in undocketed proceedings.

The Commission orders:

(A) The California Parties' requests for rehearing are denied as described above.

(B) Enron's requests for rehearing are granted in part and denied in part as described above.

(C) Citrus and NBP's requests for rehearing are granted in part and denied in part as described above.

(D) Staff is directed to return data identified in Attachment A to the agency's web site no sooner than five days from issuance of this order.

By the Commission. Commissioner Kelly not participating.

(S E A L)

Magalie R. Salas,
Secretary.

Appendix A
Documents to be Re-Released

SDOC_NO

2933
31999
35307
37706
42933
42934
43066
44990
44992
48696
48736
49197
49906
50346
50374
52810
52830
53205
54813
54817
57849
58464
58679
58688
58700
58740
58752
58956
58957
59017
59018
59022
59029
59047
59104
59109
59240
59263
59264
59711
59798
59799
59800
59810
59818
59825
59979

59982
60035
60113
60117
60121
60140
60148
60166
60450
60932
61078
61092
61110
61116
61130
61140
61147
61161
61168
61256
65347
65843
78007
79802
80384
80757
80758
82290
82292
82443
83813
84632
91006
115600
117805
117935
127440
127441
127768
127769
128770
128771
128772
128773
128774
128775
128776
128777
129744
129757
130499
130500

130654
130883
130889
131635
132261
132262
136542
136569
140819
141154
141873
143892
143994
144788
147842
148110
148291
148627
148798
149061
151534
151869
152163
153723
154151
155209
155477
155658
157595
157766
158029
168943
169046
169085
169866
169895
174017
188353
263153
263369
263372
263652
266369
266509
266614
271326
332131
332216
338446
338447
340314
340427

342505
345214
345215
346493
346571
349606
352290
353679
355088
356441
371827
372403
387359
389667
402690
403266
418222
420530
474149
475463
475482
475575
475834
476001
476052
477309
486192
486211
486563
504385
504644
504737
504756
514049
515406
515713
518387
519086
519092
519172
519488
566650
567476
568281
572387
580222
580762
584246
584250
586202
587631
587757

588036
588905
602815
602834
603186
604663
613999
614018
614370
615847
630721
632198
632550
632569
642402
643782
644098
648095
648101
648497
657860
657879
657972
658231
659708
669044
669063
669156
669415
670892
679238
687999
689476
689735
689828
689847
699680
701060
701376
705373
705379
705459
705775
710291
710482
710521
710792
733650
734070
734191
734697
734806

735151
738835
738836
740532
740538
740612
741062
743569
743574
743646
744061
745176
745202
750321
751431
751459
751600
751602
754403
755783
756881
757049
757694
758105
759654
762143
762294
764773
768573
769760
774325
774761
775003
775018
775022
775183
775548
776258
777778
778325
780746
786860
787090
787878
791672
794953
795408
797424
797441
797442
797451
797459

797515
797706
797897
800739
801271
804742
805881
806255
806396
806461
806468
806662
806717
806753
806776
807037
807043
807099
807290
818192
819239
820057
820058
820499
820501
821579
821581
823442
824856
826407
827075
828111
828962
829353
830945
831054
887190
887191
889987
890445
891326
904707
906503
906504
906513
906520
906576
906767
906973
908456
908458
908483

908763
909731
914318
916440
918722
919804
921052
921872
922061
925671
926115
926418
926617
926654
929449
930888
931514
931575
931721
931726
931735
931736
931853
934555
934800
1075660
1075663
1171962
1172332
1175137
1182135
1182662
1186489
1186663
1186689
1186692
1186737
1187289
1187445
1187591
1187596
1187605
1187606
1187725
1188487
1196112
1196151
1196822
1196826
1201825
1201826
1202203

1203091
1203895
1227946
1229918
1271402
1271406
1271469
1271515
1272190
1272196
1272249
1272251
1272252
1272258
1272259
1272274
1272295
1272296
1272345
1292627
1294593
1303231
1306396
1312068
1312072
1312475
1312476
1312477
1320049
1320685
1320959
1323559
1323560
1323807
1327440
1336977
1338687
1339052
1339121
1339451
1339539
1339562
1340852
1340922
1340923
1340937
1344276
1345268
1346466
1346467
1346560
1348280

1348281
1349495
1350371
1350518
1357372
1359785
1361454
1362804
1367013
1373089
1373091
1373169
1373176
1373205
1373207
1373266
1373274
1373428
1373519
1373560
1373561
1373562
1373566
1373584
1373636
1373667
1373669
1373678
1373722
1373738
1373762
1373765
1373779
1378256
1379926
1379964
1379965
1379966
1379968
1380188
1380984
1382233
1383910
1385666
1385845
1386842
1386953
1386968
1387966
1387967
1387968
1387969

1387976
1388647
1396520
1400513
1405074
1405443
1405512
1409951
1411169
1411262
1412994
1412995
1413426
1413573
1416425
1417188
1431672
1434255
1434256
1434257
1434258
1434265
1434938
1437205
1440539
1443169
1444299
1448205
1448298
1448811
1448896
1449979
1450192
1384307
1003825
1006670
1008291
1008293
1008347
1008348
1008349
1008406
1008824
1011809
1011881
1013104
1013134
1013140
1013144
1013327
1013344
1013353

1014624
1019277
1019280
1022884
1023840
1023848
1023867
1024011
1024014
1024038
1025025
1027053
1029620
1032143
1032145
1032199
1032200
1032201
1032258
105550
105554
106222
106225
1063591
106362
1064740
1067094
1075629
1125740
1128801
1128815
1142903
1142904
1146955
1147001
1147887
1148101
1148238
1148258
1148777
1149782
1153168
1153171
1155098
1156648
1162947
1162964
1162970
1162974
1163039
1163096
1163137

1163189
1163212
1163277
1163431
1164365
1164377
1164382
1164392
1164393
1164397
1164398
1164399
1164422
1164423
1164494
1164504
1164510
1164520
1164555
1164558
1164559
1164566
1164589
1164590
1164634
1164662
1164663
1164668
1164669
1164685
1164687
1164696
1165169
1165218
1165318
1165495
1167531
1168985
1169009
1169068
1169092
1169096
1169098
1169106
1169209
1169246
1169250
1169330
1169337
1169339
1169344
1169381

1169400
1169410
1169541
1169542
1169630
1169654
1169683
1169761
1169823
1169827
1169913
1169915
1169920
1169957
1169976
1169986
1170117
1170118
1171875
1171882
1171886
1171896
1171900
1171922
1171924
1171926
1171938
1171957
1172032
1172033
1172034
1172116
1172122
1172302
1172309
1172310
1172321
1172323
1172333
1172381
1172419
1172426
1172453
1172519
1172522
1172549
1172552
1172664
1172746
1172782
1172872
1172873

1172942
1172966
1173004
1173113
1174962
1175136
1175171
1175172
1175173
1175188
1175240
1175255
1175257
1175261
1175262
1175307
1175361
1175374
1175532
1175900
1179378
1181339
1182606
1188499
1188792
1188845
1188880
1189386
1189992
1190227
1190482
1190485
1190524
1190582
1190583
1191210
1194875
1194878
1195112
1205682
1206482
1207455
1207778
1207802
1208375
1208784
1208820
1212550
1212621
1219638
1219709
1226371

1228144
1239194
1241463
1258649
1259656
1273664
1276184
1276745
1277502
1282871
1283656
1284833
1284849
1285573
128718
128727
128728
128744
128747
128753
128759
128762
128766
128782
128786
128788
128789
128790
128792
1287931
1289791
1289792
1293397
1294285
1294295
1294473
1294725
1299026
1303888
1304396
1304413
1304415
1305786
1306692
1307832
1307856
1307857
1307858
1307861
1307864
1308577
1310372

1310472
1310887
1310905
1310909
1310975
1311152
1311271
1311277
1311279
1311445
1311553
1311720
1313275
1313308
1313699
1313895
1313896
1314012
1314170
1314183
1314280
1314285
1314299
1314313
1314380
1314382
1314492
1316607
131736
1319489
1319493
1319499
1319500
1320249
1320760
1320828
1320841
1321107
1321116
1321146
1321148
1321149
1321157
1321160
1321162
1321164
1321166
1323897
1324280
1324283
1325857
1327821

1328156
1328171
1328195
1328213
1328267
1328302
1328318
1328340
1328341
1328364
1328419
1328504
1328521
1328621
1328624
1328631
1328658
1328689
1328800
1329154
1329155
1329172
1329337
1329342
1329456
1329480
1329536
1329621
1329622
1329623
1329624
1329625
1329721
1329760
1329765
1329774
1329775
1329776
1329778
1329779
1329862
1331425
1331462
1332637
1333318
1333533
1333661
1333671
1333679
1333685
1333724
133377

1333798
133382
1333895
1333915
1333931
1333953
1333976
1334003
1334026
1334054
1334076
1334145
1334155
1334191
1334196
1334212
1334219
1334309
1334332
1334356
1334368
1337457
1337485
1337486
1339394
1339518
1339586
1339597
1339599
1339603
1339604
1339640
1339648
1339867
1340227
134411
134414
1346601
1347991
1352178
1352292
135436
135439
1355055
1355473
1358972
1359458
1359486
1359487
1359488
1359492
1359494

1362172
1362257
1363352
1363615
1363968
1364021
1364056
1364562
1365176
1365177
1365227
1365300
1365307
1365312
1365578
1365850
1365851
1365936
137447
137450
1374770
1374779
1374779
1377145
1379825
1379828
1382281
1382281
1382286
1382287
1382290
1382294
1382303
1382369
1382388
1382397
1382398
1382409
1382508
1382550
1382560
1382603
1382605
1382615
1382616
1382648
1382660
1382677
1382681
1382695
1382698
1382699

1382700
1382715
1382728
1382746
1382747
1382753
1382766
1382806
1382808
1382809
1382810
1382823
1382828
1382839
1382839
1382844
1382900
1382901
1382901
1382934
1382941
1382952
1382954
1382957
1382958
1382959
1382961
1382978
1383007
1383018
1383025
1383028
1383155
1383161
1383225
1383230
1383231
1383235
1383251
1383283
1383285
1383312
1383313
1383322
1383344
1383345
1383354
1383371
1383385
1383400
1383408
1383423

1383429
1383433
1383437
1383453
1383454
1383455
1383459
1383485
1383486
1383509
1383520
1383553
1383575
1383585
1383588
1383592
1383604
1383606
1383609
1383634
1383637
1383719
1383724
1383776
1383811
1383854
1383855
1383856
1383857
1383858
1383859
1383860
1383862
1383863
1383864
1383865
1383879
1383969
1383973
1383977
1384003
1384006
1384035
1384042
1384065
1384071
1384078
1384079
1384083
1384085
1384087
1384088

1384089
1384090
1384104
1384118
1384119
1384132
1384137
1384147
1384178
1384179
1384217
1384218
1384244
1384260
1384275
1384307
1384331
1384379
1384384
1384387
1384388
1384391
1384398
1384401
1384404
1384489
1384494
1384495
1384527
1384590
1385651
1385862
1385880
1388869
1388871
1389023
1389049
1389222
1389255
1389280
1389299
1389321
1389340
1389590
1389661
1389685
1389685
1389723
1389770
1389774
139135
1392608

139372
139433
1397840
139786
1398050
1398051
1398167
1398325
1398338
1398435
1398440
1398454
1398468
140513
1405893
1406253
140690
140696
140719
1407285
140730
140758
140759
140825
140848
140875
1411303
141179
1412678
141323
141385
1415572
141745
1418904
1418933
1419415
1419443
1419444
1419445
1419449
1419451
142021
142138
1421513
142152
1421785
142221
142290
142297
142396
142542
1427662

1427671
142960
142999
143700
143760
143761
1437863
1438043
143808
143813
143826
143851
143852
143897
143919
1440719
1440720
1440787
1440788
1440826
1440859
1440865
1440874
1440922
1440955
1440961
1440970
1441099
1441111
144112
144113
144250
144251
144416
1445863
1446223
1446561
144663
1446920
1448339
144939
145046
145065
145126
145203
145204
145297
145354
145355
145442
145725
145726

145787
145830
145887
145994
146006
146102
146318
146657
146940
146951
147069
147488
147600
147743
147748
147766
147777
147793
147794
147847
147868
147871
147891
148129
148131
148362
148376
148547
148560
148574
148778
148780
149012
149032
149035
149056
149108
149109
149125
149136
149154
149159
149298
149407
149816
149930
149940
150148
150209
151094
151228
151405

151411
151434
151445
151473
151474
151540
151563
151566
151590
151892
151894
152227
152244
152259
152413
152656
152712
152716
152734
152737
152788
152797
152818
152838
152846
152850
153069
153252
153531
153639
153644
153657
153682
153683
153728
153750
153943
153944
154191
154198
154208
154556
154648
154855
154967
155110
155115
155133
155144
155160
155161
155214

155235
155238
155258
155496
155498
155714
155728
155742
156037
156093
156097
156115
156118
156169
156178
156199
156219
156231
156449
156631
156649
156827
157041
157053
157073
157094
157103
157154
157157
157175
157179
157235
157516
157529
157543
157746
157748
157980
158000
158003
158024
158076
158077
158093
158104
158127
158266
158375
159284
159370
159457
159970

160046
160747
161744
162275
162556
163171
163238
163278
163609
164381
164876
164962
165049
165562
165638
166335
167322
167327
168661
168756
169002
169505
169592
170162
171017
171093
171757
172284
172722
172789
172829
173160
175309
182045
186894
192154
204921
212826
214769
217556
221002
221172
221175
221706
221760
222674
222834
222836
223346
223396
223579
223581

223630
223673
223878
223880
224152
224154
224310
224356
224392
224411
225071
225229
225231
225728
225780
225846
225917
225960
225998
226044
226057
226084
226092
226143
226171
226172
226208
226221
226277
226278
226352
226396
226401
226455
226457
226995
227040
227052
227054
227057
227058
227065
227072
227075
227076
227081
227082
227522
227524
227676
227722
227757

227777
227809
227820
227825
227844
227870
227890
236238
236372
236406
236453
236463
236468
236551
236811
236827
236828
236878
237045
237158
237181
237268
237286
237339
237360
237381
237406
237427
237448
237473
237489
237514
237528
237534
237538
237561
237692
237734
237869
237921
237978
238031
238032
238033
238034
238063
238071
238079
238083
238400
238522
238530

238537
238598
238713
238714
238824
238980
238984
238985
238986
238987
238988
238989
238990
238991
238993
238994
238995
239008
239046
239092
239098
239291
239300
239301
239330
239376
239389
239390
239503
239517
239533
239535
239550
239551
239552
239718
239758
239893
239946
240000
240052
240053
240054
240055
240083
240090
240098
240102
240404
240523
240531
240538

240598
240712
240713
240818
240972
240976
240977
240978
240979
240980
240981
240982
240983
240984
240985
240986
240987
241000
241038
241081
241181
241203
241238
241239
241272
241301
241342
241354
241374
241400
241444
241445
241481
241546
241563
241566
241632
241655
241700
241701
241708
241773
241781
241826
241827
241834
241866
241932
241933
241950
241991
242004

242019
242032
249036
250756
25090
264157
266070
271774
271915
271979
272088
272208
272288
272400
272470
272498
272607
272846
272865
272884
272940
272960
272988
273008
273027
273051
273066
273092
273375
273376
273531
273536
273542
273545
273549
273664
273664
273833
273894
274213
274599
274709
274710
274711
274713
274714
274715
274716
274717
274718
274719
274720

275467
275468
275620
275625
275631
275634
275638
275736
275752
275752
275914
275974
276286
276655
276764
276765
276766
276768
276769
276770
276771
276772
276773
276774
276775
277411
277623
277969
278147
278549
278561
278576
278600
278643
278664
278698
278816
279085
279190
279191
279194
279195
279196
279197
279198
279199
279836
280120
280121
280454
280722
280826

280827
280830
280831
280832
280833
280834
280835
281471
281931
281932
282149
282150
282359
282360
282658
282681
282791
282792
282793
282795
282796
282797
282798
282799
282838
290499
295688
296693
304120
306694
309941
31684
368760
368786
375444
375470
384292
384318
388796
388966
399623
399649
40032
40364
406307
406333
415155
415181
419659
419829
423798
423826

423934
424011
425279
425303
425469
425932
425994
426043
426077
42608
42665
42729
42730
42731
42732
42734
42735
42742
42743
42745
42746
42747
42748
42750
42751
42752
42754
42755
42757
42759
42761
42762
42763
42764
42765
42766
42767
42769
42780
42799
42985
43010
432412
432440
432548
432625
43331
43355
43375
43381
43382
43385

433893
433917
434083
434546
434608
434657
434691
43526
43738
43841
43861
43887
43957
43958
43971
43974
43975
44085
44168
44226
44228
44241
44301
44354
44423
44466
44507
44511
44582
44608
44626
44638
44649
44902
44917
44931
44968
44991
45116
45136
45934
460039
462578
480296
480322
491025
491051
499897
499923
511337
511362
518487

518712
533318
546085
553577
562387
56353
56355
566455
566470
566485
566506
566691
567150
567151
567152
567153
567154
567155
567156
567297
567312
567327
567347
567516
568469
568509
568517
568535
568632
568658
568664
568754
589763
590300
591054
591536
591714
592113
592125
592139
592162
592205
592226
592260
592349
592350
592353
592354
592355
592356
592357
592358

592995
593363
593364
593367
593368
593369
593370
593371
593372
594008
607649
607675
618833
618859
627709
627735
639686
639711
647350
647596
65764
662694
662720
673878
673904
680392
684987
685013
696964
696989
70335
704628
704874
71281
72249
735865
735907
735944
735989
736002
736029
736037
736088
736116
736117
736153
736166
736215
736216
736282
736324
736329

736374
736376
748172
748181
748422
748423
748551
752038
754164
754186
754188
754292
754359
754376
754384
754385
754389
754390
754422
754426
754542
754640
754642
754713
754742
754852
754965
754974
761480
769908
769931
769933
770038
770104
770120
770128
770129
770133
770134
770166
770170
770242
770689
770714
770715
770716
770717
770719
770720
770721
770722
770723

770938
773029
785951
785986
787941
793953
794020
79409
794091
79418
794276
79428
794494
794691
794725
794801
794929
795021
795110
796749
796750
796757
796785
796818
796824
796833
796912
79824
801573
801661
802167
802798
802799
802887
802888
802903
802975
803173
803192
803226
803546
803679
803867
804014
804060
804192
804193
809233
812600
813385
814458
814505

815116
820364
821443
821446
826355
827304
827446
827454
827564
827589
827595
827608
827611
827680
833818
834252
834987
836968
84235
858210
861088
863964
868057
871674
873708
874164
875521
877367
877832
878769
903505
916190
916192
916193
916198
916207
916213
916220
916227
916236
916237
916245
916249
916250
916252
916259
916260
916263
916269
916281
916285
916289

916291
916293
916295
916303
916306
916307
916315
916318
916323
916324
916328
916329
916334
916335
916338
916342
918718
922576
925920
926344
926381
926439
937326
937348
937361
937750
941497
941769
984171
984211
984369
984408
984568
984608
990763
990835
992055
992085
992091
992095
992278
992295
992304
993569
994030
994032
995492
996442
996450
996469
996613
996616

996640

997624

fercfirst	ferclast
ECD-000043960	ECd-000044054
ECD-000044139	ECd-000044217
ECD-000044829	ECd-000044924
ECD-000044928	ECd-000044995
ECD-000045134	ECd-000045143
ECD-000045258	ECd-000045426
ECD-000045434	ECd-000045441
ECD-000045700	ECd-000046075
ECd-000065646	ECd-000065646
ECd-000065647	ECd-000065649
ECd-000065921	ECd-000065923
ECd-000078236	ECd-000078236
ECd-000092267	ECd-000092273
ECd-000092274	ECd-000092280
ECd-000092370	ECd-000092377
ECd-000176468	ECd-000176470
ECd-000176813	ECd-000176815
ECd-000177312	ECd-000177312
ECd-000177316	ECd-000177316
ECd-000177897	ECd-000177898
ECd-000185405	ECd-000185405
ECD-000186567	ECd-000186580
ECD-000186582	ECd-000186631
ECD-000186635	ECd-000186659
ECD-000187553	ECd-000187568
ECD-000187718	ECd-000187742
ECD-000187765	ECD-000187781
ECD-000187783	ECd-000187802
ECD-000187814	ECd-000187825
ECD-000187926	ECd-000187939
ECD-000187959	ECd-000187972
ECD-000188151	ECd-000188162
ECD-000188465	ECd-000188478
ECD-000189280	ECD-000189294
ECD-000189353	ECD-000189366
ECD-000189367	ECD-000189382
ECD-000189554	ECD-000189567
ECD-000189647	ECd-000189734
ECD-000192879	ECd-000193065
ECD-000193075	ECd-000193177
ECD-000193377	ECd-000193509
ECd-000212441	ECd-000212450
ECD-000251313	ECd-000251374
ECd-000258244	ECd-000258252
ECd-000259663	ECd-000259663
ECd-000259664	ECd-000259674
ECd-000264672	ECd-000264672
ECd-000264782	ECd-000264782
ECd-000264803	ECd-000264812
ECd-000264813	ECd-000264813
ECD-000305265	ECd-000305336

ECd-000308166	ECd-000308168
ECd-000308285	ECd-000308288
ECd-000308343	ECd-000308343
ECd-000308476	ECd-000308499
ECd-000308648	ECd-000308649
ECd-000308672	ECd-000308672
ECd-000308767	ECd-000308768
ECd-000309275	ECd-000309275
ECd-000309276	ECd-000309277
ECd-000311983	ECd-000311984
ECd-000311995	ECd-000311996
ECd-000313357	ECd-000313395
ECd-000313432	ECd-000313518
ECd-000313886	ECd-000313886
ECd-000314053	ECd-000314054
ECd-000314108	ECd-000314111
ECd-000316215	ECd-000316227
ECd-000316243	ECd-000316256
ECd-000318606	ECd-000318623
ECd-000320110	ECd-000320118
ECd-000320120	ECd-000320130
ECd-000320137	ECd-000320138
ECd-000320715	ECd-000320717
ECd-000320718	ECd-000320719
ECd-000320795	ECd-000320810
ECd-000321501	ECd-000321511
ECd-000321845	ECd-000321845
ECd-000321882	ECd-000321911
ECd-000322926	ECd-000322927
ECd-000323354	ECd-000323366
ECd-000323408	ECd-000323415
ECd-000323815	ECd-000323818
ECd-000323865	ECd-000323871
ECd-000323873	ECd-000323881
ECd-000323885	ECd-000323898
ECd-000323922	ECd-000323927
ECd-000323941	ECd-000323950
ECd-000323952	ECd-000323961
ECd-000323963	ECd-000323967
ECd-000323969	ECd-000323975
ECd-000323977	ECd-000323981
ECd-000323983	ECd-000323987
ECd-000323998	ECd-000324005
ECd-000324007	ECd-000324015
ECd-000324017	ECd-000324022
ECd-000324024	ECd-000324029
ECd-000324131	ECd-000324133
ECd-000325069	ECd-000325076
ECd-000325147	ECd-000325151
ECd-000325154	ECd-000325158
ECd-000325161	ECd-000325165
ECd-000325167	ECd-000325171

ECd-000325184	ECd-000325200
ECd-000325202	ECd-000325217
ECd-000325374	ECd-000325383
ECd-000325440	ECd-000325448
ECd-000325777	ECd-000325778
ECd-000325833	ECd-000325833
ECd-000325849	ECd-000325849
ECd-000331744	ECd-000331753
ECd-000331760	ECd-000331769
ECd-000331778	ECd-000331787
ECd-000335431	ECd-000335440
ECd-000339176	ECd-000339176
ECd-000339231	ECd-000339231
ECd-000339234	ECd-000339234
ECd-000339975	ECd-000339975
ECd-000339976	ECd-000339976
ECd-000340504	ECd-000340505
ECd-000343253	ECd-000343253
ECd-000343286	ECd-000343286
ECd-000344254	ECd-000344272
ECd-000344273	ECd-000344274
ECd-000345095	ECd-000345095
ECd-000345125	ECd-000345125
ECd-000345459	ECd-000345459
ECd-000345879	ECd-000345880
ECd-000346391	ECd-000346391
ECd-000346794	ECd-000346795
ECd-000348800	ECd-000348811
ECd-000352313	ECd-000352315
ECd-000352904	ECd-000352905
ECd-000352959	ECd-000352960
ECd-000353268	ECd-000353270
ECd-000353271	ECd-000353271
ECd-000354679	ECd-000354679
ECd-000354736	ECd-000354736
ECd-000355153	ECd-000355154
ECd-000355210	ECd-000355213
ECd-000355215	ECd-000355216
ECd-000355320	ECd-000355322
ECd-000355354	ECd-000355356
ECd-000355357	ECd-000355358
ECd-000364095	ECd-000364095
ECd-000367041	ECd-000367041
ECd-000372640	ECd-000372640
ECd-000377211	ECd-000377211
ECd-000377892	ECd-000377892
ECd-000383614	ECd-000383620
ECd-000384251	ECd-000384251
ECd-000385646	ECd-000385648
ECd-000385759	ECd-000385760
ECd-000393821	ECd-000393824
ECd-000394397	ECd-000394400

ECd-000395127	ECd-000395128
ECd-000406331	ECd-000406333
ECd-000444944	ECd-000444949
ECd-000445008	ECd-000445011
ECd-000445167	ECd-000445167
ECd-000445465	ECd-000445465
ECd-000447221	ECd-000447225
ECd-000450476	ECd-000450477
ECd-000450897	ECd-000450900
ECd-000451092	ECd-000451094
ECd-000457092	ECd-000457093
ECd-000457094	ECd-000457095
ECd-000457102	ECd-000457102
ECd-000457104	ECd-000457104
ECd-000457164	ECd-000457167
ECd-000459985	ECd-000459986
ECd-000459987	ECd-000459987
ECd-000460965	ECd-000460965
ECd-000460988	ECd-000460991
ECd-000460999	ECd-000461001
ECd-000462635	ECd-000462635
ECd-000470420	ECd-000470422
ECd-000470461	ECd-000470462
ECd-000470534	ECd-000470535
ECd-000471628	ECd-000471635
ECd-000471636	ECd-000471639
ECd-000480329	ECd-000480329
ECd-000497380	ECd-000497380
ECd-000497382	ECd-000497382
ECd-000505904	ECd-000505904
ECD-000586527	ECd-000586671
ECd-000637224	ECd-000637224
ECd-000657878	ECd-000657878
ECd-000657878	ECd-000657878
ECd-000663560	ECd-000663561
ECd-000663560	ECd-000663561
ECd-000667301	ECd-000667301
ECd-000667482	ECd-000667482
ECd-000667774	ECd-000667775
ECd-000667788	ECd-000667789
ECd-000679314	ECd-000679314
ECd-000679842	ECd-000679842
ECd-000685667	ECd-000685696
ECd-000685786	ECd-000685821
ECd-000756807	ECd-000756808
ECd-000759778	ECd-000759779
ECd-000759780	ECd-000759780
ECd-000761819	ECd-000761821
ECd-000761972	ECd-000761974
ECd-000766125	ECd-000766125
ECd-000766161	ECd-000766161
ECd-000766308	ECd-000766309

ECd-000766323	ECd-000766323
ECd-000766698	ECd-000766699
ECd-000766873	ECd-000766873
ECd-000766991	ECd-000766992
ECd-000767148	ECd-000767148
ECd-000768169	ECd-000768169
ECd-000769034	ECd-000769034
ECd-000769285	ECd-000769285
ECd-000769289	ECd-000769289
ECd-000770669	ECd-000770669
ECd-000774499	ECd-000774499
ECd-000778863	ECd-000778864
ECd-000778908	ECd-000778908
ECd-000786998	ECd-000786998
ECd-000791581	ECd-000791583
ECd-000792690	ECd-000792690
ECd-000794365	ECd-000794365
ECd-000795516	ECd-000795518
ECd-000795658	ECd-000795658
ECd-000795747	ECd-000795750
ECd-000795868	ECd-000795868
ECd-000798417	ECd-000798417
ECd-000799248	ECd-000799248
ECd-000799721	ECd-000799721
ECd-000799780	ECd-000799781
ECd-000799802	ECd-000799802
ECd-000800415	ECd-000800416
ECd-000802635	ECd-000802635
ECd-000804229	ECd-000804229
ECd-000807933	ECd-000807933
ECd-000808958	ECd-000808958
ECd-000809008	ECd-000809008
ECd-000810987	ECd-000810987
ECd-000811777	ECd-000811777
ECd-000811818	ECd-000811819
ECd-000812191	ECd-000812192
ECd-000812871	ECd-000812871
ECd-000812909	ECd-000812909
ECd-000812947	ECd-000812947
ECd-000828372	ECd-000828372
ECd-000836916	ECd-000836916
ECd-000847006	ECd-000847008
ECd-000847025	ECd-000847026
ECd-000847088	ECd-000847088
ECd-000849675	ECd-000849675
ECd-000851800	ECd-000851801
ECd-000852341	ECd-000852341
ECd-000852950	ECd-000852962
ECd-000854120	ECd-000854120
ECd-000887178	ECd-000887180
ECd-000887267	ECd-000887269
ECd-000887271	ECd-000887272

ECd-000887991	ECd-000887993
ECd-000888014	ECd-000888016
ECd-000889772	ECd-000889772
ECd-000892761	ECd-000892761
ECd-000892926	ECd-000892933
ECd-000893332	ECd-000893333
ECd-000896344	ECd-000896346
ECd-000896378	ECd-000896379
ECd-000896405	ECd-000896405
ECd-000896406	ECd-000896409
ECd-000896410	ECd-000896412
ECd-000896628	ECd-000896628
ECd-000896629	ECd-000896648
ECd-000896811	ECd-000896831
ECd-000896835	ECd-000896836
ECd-000896837	ECd-000896838
ECd-000896890	ECd-000896897
ECd-000896902	ECd-000896905
ECd-000896944	ECd-000896945
ECd-000897151	ECd-000897152
ECd-000897157	ECd-000897157
ECd-000897158	ECd-000897158
ECd-000897159	ECd-000897159
ECd-000897164	ECd-000897164
ECd-000897191	ECd-000897191
ECd-000897200	ECd-000897201
ECd-000897205	ECd-000897220
ECd-000897224	ECd-000897225
ECd-000897229	ECd-000897229
ECd-000897247	ECd-000897248
ECd-000897417	ECd-000897417
ECd-000897418	ECd-000897418
ECd-000897457	ECd-000897457
ECd-000899464	ECd-000899466
ECd-000899467	ECd-000899482
ECd-000899888	ECd-000899890
ECd-000899938	ECd-000899940
ECd-000900591	ECd-000900592
ECd-000904347	ECd-000904350
ECd-000905842	ECd-000905843
ECd-000905861	ECd-000905862
ECd-000905872	ECd-000905873
ECd-000905937	ECd-000905937
ECd-000906064	ECd-000906064
ECd-000908743	ECd-000908744
ECd-000908832	ECd-000908832
ECd-000909455	ECd-000909455
ECd-000910917	ECd-000910918
ECd-000911597	ECd-000911598
ECd-000911599	ECd-000911600
ECd-000911601	ECd-000911602
ECd-000912082	ECd-000912082

ECd-000912188	ECd-000912188
ECd-000912404	ECd-000912420
ECd-000912475	ECd-000912508
ECd-000912579	ECd-000912594
ECd-000912863	ECd-000912886
ECd-000914441	ECd-000914442
ECd-000915107	ECd-000915108
ECd-000915330	ECd-000915331
ECd-000915855	ECd-000915855
ECd-000915935	ECd-000915957
ECd-000915973	ECd-000915995
ECd-000916011	ECd-000916011
ECd-000916219	ECd-000916225
ECd-000916616	ECd-000916619
ECd-000916637	ECd-000916640
ECd-000916970	ECd-000916980
ECd-000916982	ECd-000916992
ECd-000928469	ECd-000928469
ECd-000946196	ECd-000946196
ECd-000953582	ECd-000953582
ECd-000955564	ECd-000955565
ECd-000955639	ECd-000955640
ECd-000961641	ECd-000961644
ECd-000971150	ECd-000971155
ECd-000972759	ECd-000972766
ECd-000972770	ECd-000972771
ECd-000976128	ECd-000976143
ECd-000979161	ECd-000979162
ECd-000979935	ECd-000979935
ECd-000980111	ECd-000980113
ECd-000987500	ECd-000987501
ECd-000987683	ECd-000987722
ECd-000989031	ECd-000989032
ECd-000995406	ECd-000995407
ECd-000996139	ECd-000996139
ECd-000996683	ECd-000996683
ECd-001078745	ECd-001078747
ECd-001086463	ECd-001086463
ECd-001088147	ECd-001088152
ECd-001088170	ECd-001088175
ECd-001088182	ECd-001088187
ECd-001088246	ECd-001088246
ECd-001088260	ECd-001088260
ECd-001089764	ECd-001089764
ECd-001089993	ECd-001089993
ECd-001099563	ECd-001099574
ECd-001099593	ECd-001099599
ECd-001116474	ECd-001116474
ECd-001123209	ECd-001123209
ECd-001123808	ECd-001123810
POR005-0001	POR005-0002
POR015-2274	POR015-2275

WAS002-0288	WAS002-0363
WAS008-0425	WAS008-0470
WAS008-0964	WAS008-0964
WAS010-0799	WAS010-0800
WAS054-1556	WAS054-1556
WAS054-1566	WAS054-1566
WAS054-1583	WAS054-1583
WAS054-1659	WAS054-1659
WAS054-1665	WAS054-1665
WAS054-1682	WAS054-1682
WAS054-1689	WAS054-1689
WAS054-1697	WAS054-1697
WAS054-1710	WAS054-1710
WAS054-1728	WAS054-1728
WAS054-1742	WAS054-1742
WAS054-1749	WAS054-1749
WAS054-1756	WAS054-1756
WAS054-1763	WAS054-1763
WAS055-1143	WAS055-1143
WAS055-1163	WAS055-1163
WAS056-1413	WAS056-1419
WAS056-1430	WAS056-1432
WAS057-0821	WAS057-0821
WAS057-0822	WAS057-0822
WAS065-0739	WAS065-0739
WAS065-1448	WAS065-1448
WAS065-1799	WAS065-1801
WAS066-1520	WAS066-1520
WAS067-1545	WAS067-1547
WAS067-1714	WAS067-1753
WAS072-2004	WAS072-2008
WAS072-2089	WAS072-2090
WAS073-0425	WAS073-0425
WAS073-0426	WAS073-0426
WAS073-1264	WAS073-1266
WAS073-1267	WAS073-1267
WAS073-1363	WAS073-1374
WAS073-1443	WAS073-1452
WAS073-1478	WAS073-1478
WAS073-1479	WAS073-1479
WAS073-1480	WAS073-1480
WAS073-1481	WAS073-1481
WAS073-1588	WAS073-1631
WAS073-1645	WAS073-1645
WAS076-0497	WAS076-0497
WAS093-1900	WAS093-1900
WAS093-1901	WAS093-1903
WAS150-0149	WAS150-0151
WAS150-0497	WAS150-0497